

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

Elaine A Geddes,

Plaintiff,

v.

Commissioner of Social Security
Administration,

Defendant.

No. CV-23-00006-TUC-JCH (JR)

ORDER

Before the Court is Magistrate Judge Jacqueline Rateau's Report and Recommendation ("R&R"). Doc. 23. Judge Rateau recommends reversing the decision of the Social Security Administration Commissioner and remanding for further proceedings. Doc. 23 at 1. Neither party objects to the R&R. *See generally* docket.

A district court reviews objected-to portions of an R&R de novo. 28 U.S.C. § 636(b)(1); *see also* Fed. R. Civ. P. 72(b); *United States v. Remsing*, 874 F.2d 614, 617 (9th Cir. 1989). Failure to timely object may be considered a waiver of a party's right to de novo consideration of the issues. *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121–22 (9th Cir. 2003) (en banc). The advisory committee's notes to Rule 72(b) of the Federal Rules of Civil Procedure state that, "[w]hen no timely objection is filed, the court need only satisfy itself that there is no clear error on the face of the record in order to accept the recommendation" of a magistrate judge. Fed. R. Civ. P. 72(b) advisory committee's note to 1983 addition. *See also Johnson v. Zema Sys. Corp.*, 170 F.3d 734, 739 (7th Cir. 1999).

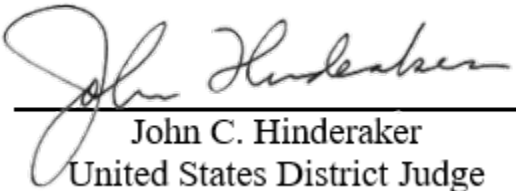
After independent review, the Court finds no error and will adopt the R&R in full.

1 Accordingly,

2 **IT IS ORDERED ADOPTING IN FULL** the R&R (Doc. 23).

3 **IT IS FURTHER ORDERED REVERSING** the Commissioner's decision **AND**
4 **REMANDING** for further administrative proceedings consistent with the R&R. The Clerk
5 of the Court shall enter judgment accordingly and close this case.

6 Dated this 16th day of October, 2023.

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12 John C. Hinderaker
13 United States District Judge
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